

**UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF MISSOURI  
EASTERN DIVISION**

UNITED STATES OF AMERICA,	)	
	)	
Plaintiff,	)	
v.	)	No. 4:22-cr-00419-SEP
	)	
STEPHEN J. THORP,	)	
	)	
Defendant.	)	

**ORDER ADOPTING REPORT AND RECOMMENDATION**

Before the Court are Defendants' Motion to Dismiss Counts I & II of the Indictment, Doc. [51], Motion to Dismiss Count III of the Indictment, Doc. [52], and Motion to Suppress, Doc. [54], which were referred to United States Magistrate Judge Shirley Padmore Mensah for review pursuant to 28 U.S.C. § 636(b). Having considered Judge Mensah's Report and Recommendation in light of the parties' briefing, Docs. [51], [52], [54], [55], [56], [59], [64], [67], [75], [79], and the transcript of the evidentiary hearing held on February 27, 2024, Doc. [77], and noting the absence of any objection to the R&R,

**IT IS HEREBY ORDERED** that the Report and Recommendation of United States Magistrate Judge Shirley Padmore Mensah, Doc. [78], filed April 29, 2024, be and hereby is **SUSTAINED, ADOPTED, and INCORPORATED** herein.

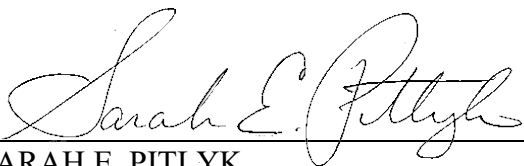
**IT IS FURTHER ORDERED** that any ruling on Defendant's Motion to Dismiss Counts I & II of the Indictment, Doc. [51], is **DEFERRED** until after trial.

**IT IS FURTHER ORDERED** that Defendant's Motion to Dismiss Count III of the Indictment, Doc. [52], is **DENIED**.

**IT IS FURTHER ORDERED** that Defendant's Motion to Suppress, Doc. [54], is **DENIED**.

**IT IS FINALLY ORDERED** that this matter is set for trial Monday, July 8, 2024, at 9:00 AM.

Dated this 12th day of June, 2024.

  
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SARAH E. PITLYK  
UNITED STATES DISTRICT JUDGE